

II. This is in response to the final Office Action dated December 18, 2002, the period for reply having been extended by the above petition and payment of the extension fee. Please amend the application as follows and consider the following remarks.

In the Claims:

Please amend claims 8-10, 23, 27 and 28 to read as follows. A marked-up copy of claims 8-10, 23, 27 and 28, showing the changes made thereto, is attached.

B1 8. (Twice Amended) The propellant-free foamable aqueous composition according to claim 1, wherein the surfactant is a combination of polysorbate 20, triethanolamine-cocoyl glutamate and disodium cocoamphodiacetate.

B2 9. (Amended) The propellant-free foamable aqueous composition according to claim 8, wherein polysorbate 20 is present in an amount from about 0.1% to about 2%, triethanolamine-cocoyl glutamate is present in an amount from about 1% to about 15%, and disodium cocoamphodiacetate is present in an amount from about 1% to about 15% by weight, based on the total weight of the aqueous composition.

10. (Amended) The propellant-free foamable aqueous composition according to claim 9, wherein polysorbate 20 is present in an amount of about 1%, triethanolamine-cocoyl glutamate is present in an amount of about 5%, and disodium

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cocoamphodiacetate is present in an amount of about 5% by weight, based on the total weight of the aqueous composition.

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23. (Twice Amended) A propellant-free foamable aqueous composition capable of forming a stable foam when dispensed from a propellantless finger actuated mechanical pump dispenser and suitable for use as a vaginal or hemorrhoidal wipe consisting essentially of:

(a) water in an amount from about 70% to about 98% by weight, based on the total weight of the aqueous composition;

(b) surfactant in an amount from about 2% to about 35% by weight, based on the total weight of the aqueous composition, wherein the surfactant is selected from the group consisting of nonionic surfactants, amphoteric surfactants, anionic surfactants and mixtures thereof;

(c) foam stabilizing agent in an amount from about 0.10% to about 5% by weight, based on the total weight of the aqueous composition, wherein the foam stabilizing agent is selected from the group consisting of natural and synthetic gums, polyalkylene glycols, alkylene polyols and combinations thereof; and

(d) a constituent selected from the group consisting of lubricants, chelating agents, moisturizers, healing agents, fragrance, color and mixtures thereof.

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27. A vaginal or hemorrhoidal foam wipe kit comprising:

(a) a propellantless finger actuated mechanical pump dispenser containing a propellant-free foamable aqueous composition capable of forming a stable foam on

dispensing; and

(b) a disposable substrate for receiving the stable foam.

28. (Amended) A propellant-free foamable aqueous composition capable of

forming a stable foam when dispensed from a propellantless finger actuated mechanical pump dispenser and suitable for use as a vaginal or hemorrhoidal wipe comprising:

(a) water;

(b) surfactant which is a combination of polysorbate 20, triethanolamine-cocoyl glutamate and disodium cocoamphodiacetate; and

(c) foam stabilizing agent.

Remarks

The claims are 1, 3, 4, 7-10 and 13-30, with claims 1, 21, 23 and 26-28 being independent. Claims 8-10, 23, 27 and 28 have been amended to clarify the invention. Applicant submits that no new matter has been added. Reconsideration of the present claims is respectfully requested.

Claim 23 stands rejected under 35 U.S.C. §112, second paragraph. In light of Applicant's amendment to present claim 23 in independent form, Applicant submits that this rejection is moot and respectfully requests its withdrawal.

Claims 26-30 stand rejected under 35 U.S.C. §103(a) as being obvious over Singh (U.S. Patent No. 5,858,371) in view of Fowler (U.S. Patent No. 5,635,469),